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OFFICE OF FINANCE
REFUND SECTION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: ISHIOKA, Shogo et al.

Serial No.: 10/069,522

Filed: May 29, 2002



US PATENT & TRADEMARK
OFFICE

ATTN: Refund Section
Accounting Division
Office of Finance

P.T.O. Confirmation No.: 9372

For: **INSPECTION APPARATUS AND INSPECTION METHOD**

REQUEST FOR REFUND

Commissioner for Patents
Washington, D.C. 20231

Date: October 16, 2002

Sir:

This is a request for a refund with respect to the \$130.00 charge to Deposit Account 01-2340 on May 8, 2002 for the above-identified patent application. A copy of the monthly statement dated May 31, 2002 accompanies this request.

The amount of the refund requested is for \$130.00 (Fee Code 156) for payment of the surcharge fee for later filing of the Declaration. Please note that \$65.00 (due to Small Entity status) was already forwarded with the initial new PCT application filing on March 5, 2002. Copies of our transmittals and cancelled check No. 54620 are also attached.

Please make the refund by crediting the \$130.00 to our Deposit Account No. 01-2340.

Respectfully Submitted,

ARMSTRONG, WESTERMAN & HATTORI, LLP

Donald W. Hanson
Attorney for Applicants
Reg. No. 27,133

Adjustment Date: 03/11/2003 RWHITE1
05/08/2002 LLANDGRA 00000025 012340 10069522
01 FC:156 130.00 CR

DWH:lrj

Atty. Docket No. 020239
Suite 1000, 1725 K Street, N.W.
Washington, D.C. 20006
(202) 659-2930



23850

PATENT TRADEMARK OFFICE

Enclosures: Copies of Response to Notice to File Missing Requirements Transmittal filed 5/29/02; Transmittal dated 3/5/02 and Cancelled check No.54620; Monthly Statement dated 5/31/02



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MONTHLY STATEMENT
OF DEPOSIT ACCOUNT

To replenish your Deposit Account, detach and return top portion with your check. Make check payable to Commissioner of Patents & Trademarks.

ARMSTRONG WESTERMAN HATTORI
CHRISTINE LEE
1725 K STREET, NW
SUITE 1000
WASHINGTON DC 20006



FINA

Account No.	012340
Date	5-31-02
Page	1

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DATE POSTED		CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEES CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.					
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5	1	02	93 3213-026 10134469		704	-280.00	10313.36 ✓
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5	2	02	6 3806-001 09664332	001195	126	180.00	10898.36 ✓
5	2	02	20 0806-339 10069112		704	-18.00	10916.36 ✓
5	2	02	80 0353-1137 10135424	950293RI	110	12.00	10904.36 ✓
5	6	02	1 1139-772 09745991	001677	102	504.00	10400.36 ✓
5	6	02	4 3496-144 10106446		704	280.00	10120.36 ✓
5	6	02	9 3496-0144 10106446	020258	104	-280.00	10400.36 ✓
5	6	02	30 9968-320 09415488	991169	117	-920.00	✓ 11320.36 ✓
5	6	02	84 3430-014 811708		569	25.00	✓ 11295.36 ✓
5	7	02	6 3211-053 6348138		569	25.00	11270.36 ✓
5	7	02	7 3211-053 6348138		584	120.00	11150.36 ✓
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5	8	02	3 3943-019 09712905	001515	102	252.00	✓ 11058.36 ✓
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5	8	02	128 1191-079 10139237	001181A	204	140.00	✓ 11868.36 ✓
5	9	02	1 0353-873 09397502	991035	102	84.00	✓ 11784.36 ✓
5	9	02	3 3322-017 09874268	010660	115	-110.00	✓ 11894.36 ✓
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5	13	02	3 1139-778 09761107	010022	102	84.00	✓ 11320.36 ✓
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AN AMOUNT SUFFICIENT TO
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Date	5-31-02
Page	2

ARMSTRONG WESTERMAN HATTORI
CHRISTINE LEE
1725 K STREET, NW
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WASHINGTON DC 20006

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5	24	02	54	3736-031 10152584	990813C	104	✓ 280.00	6627.36
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5	30	02	151			567	✓ 30.00	5557.36
5	30	02	152			584	✓ 120.00	5437.36
5	31	02	1	7101-081 09880893	010776	115	✓ 110.00	5327.36
5	31	02	1	0120-950 09537436	000379	102	✓ 168.00	5159.36
5	31	02	26	PAYMENT		701	✓ -10000.00	15159.36
				#.001047 - per Name T - 7/12/02 - bill for			\$ 684.00 + 270.00	

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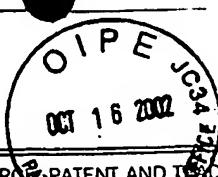
OPENING BALANCE
10369.36

TOTAL CHARGES
10298.00

TOTAL CREDITS
15088.00

CLOSING BALANCE
15159.36

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ATTORNEY'S DOCKET NO: 020239

U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE		DATE: March 5, 2002
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLN. NO. (if known):
INTERNATIONAL APPLICATION NO.: PCT/JP01/04994	INTERNATIONAL FILING DATE: JUNE 13, 2001	PRIORITY DATE CLAIMED: JUNE 16, 2000
TITLE OF INVENTION: INSPECTION APPARATUS AND INSPECTION METHOD		
APPLICANT(S) FOR DO/EO/US: Shogo ISHIOKA and Shuji YAMAOKA		
Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 USC 371(f)) at any time rather than delay examination until the expiration of the time limit set in 35 USC 371(b) and PCT Articles 22 and 39(1).</p> <p>4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)):</p> <p>a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</p> <p>6. <input checked="" type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p>a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
ITEMS 11. TO 16. BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. ASSIGNEE NAME AND ADDRESS: OHT INC., Fukayasu-gun, Japan Please publish the assignee data with the application.</p> <p>13. <input type="checkbox"/> A FIRST preliminary amendment.</p> <p>14. <input type="checkbox"/> A substitute specification.</p> <p>15. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>16. <input checked="" type="checkbox"/> Other items or information: 6 sheets of drawings and Petition to Revive under 37 C.F.R. 1.137(b) and a check for \$640.00.</p>		

U.S. APPLICATION NO. (if known)	INTERNATIONAL APPLICATION NO. PCT/JP01/04994	DATE: March 5, 2002	
17. <input checked="" type="checkbox"/> The following fees are submitted: Basic National Fee (37 CFR 1.492(a)(1)-(5): Search Report has been prepared by the EPO or JPO: \$890.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) \$710.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$740.00 Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$1040.00 International preliminary examination fee (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$100.00		<u>CALCULATIONS</u>	<u>PTO USE ONLY</u>
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$ 890.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input checked="" type="checkbox"/> 20 30 months from the earliest claimed priority date (37 DVR 1.492(e)).		\$ 130.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
TOTAL	12 -20 =		X \$ 18.00
INDEPENDENT	2 - 3 =		X \$ 84.00
Multiple dependent claim(s) (if applicable)		+ \$280.00	\$ 280.00
TOTAL OF ABOVE CALCULATIONS =		\$1,300.00	
Reduction by 1/2 for filing by small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).		\$ - 650.00	
SUBTOTAL =		\$ 650.00	
Processing fee of \$130.00 for furnishing the English translation later than <input checked="" type="checkbox"/> 20 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +			
TOTAL NATIONAL FEE =		\$ 650.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +			
TOTAL FEES ENCLOSED =		\$ 650.00	
		Amount to be:	
		refunded	\$ _____
		charged	\$ _____

ATTORNEY'S DOCKET NO: 020239

U.S. APPLICATION NO. (if known)	INTERNATIONAL APPLICATION NO. PCT/JP01/04994	DATE: March 5, 2002
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- a. A check in the amount of \$650.00 to cover the above fees is enclosed - SMALL ENTITY. (\$445.00 for basic filing fee; \$65.00 for late filing of the declaration and \$140.00 for multiple dependent claims). (This paper is filed in triplicate)
- b. Please charge my Deposit Account No. 01-2340 in the amount of \$____ to cover the above fees. (A duplicate copy of this sheet is enclosed.)
- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 01-2340.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.

Send All Correspondence To:



23850

PATENT TRADEMARK OFFICE

SIGNATURE

Donald W. Hanson
NAME

27,133

REGISTRATION NUMBER

54620

ARMSTRONG, WESTERMAN, HATTORI,
McLELAND & NAUGHTON, LLP
1725 K STREET N.W. — SUITE 1000
WASHINGTON, DC 20006
202-659-2930

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MARCH 5, 2002

AMOUNT
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OF

COMMISSIONER OF PATENTS

OUR REF: 020239

Christine Whee
AUTHORIZED SIGNATURE

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PATENT AND TRADEMARK OFFICE

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03/12/02

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Shogo ISHIOKA, et al.**

ATTN: PCT BRANCH

Serial No.: **10/069,522**

Group Art Unit: **Not Yet Assigned**

Filed: **March 5, 2002**

P.T.O. Confirmation No.: **9372**

For: **INSPECTION APPARATUS AND INSPECTION METHOD**

RESPONSE TO NOTICE TO FILE MISSING REQUIREMENTS

Commissioner for Patents
Washington, D.C. 20231

May 29, 2002

Dear Sir:

In response to the Notice to File Missing Requirements of Application dated **May 14, 2002**, enclosed for filing is an executed Declaration and Power of Attorney for the above-identified patent application.

Please note that the surcharge fee of **\$65.00** (small entity) for filing the late Declaration was paid at the initial filing. The fees enclosed at initial filing on **March 5, 2002** were **\$650.00** (**\$445.00** for basic filing fees, **\$140.00** for multiple dependent claims and **\$65.00** for filing the late Declaration). In the event that any additional fees are due with this paper, please charge Deposit Account No. 01-2340.

In the event that this response is not timely filed, applicants hereby petition for an appropriate extension of time. The fees for any such extension may be charged to our Deposit Account No. 01-2340. This paper is filed in triplicate.

Respectfully Submitted,

ARMSTRONG, WESTERMAN & HATTORI, LLP



Donald W. Hanson
Attorney for Applicants
Reg. No. 27,133

DWH/jaz

Atty. Docket No. **020239**
Suite 1000, 1725 K Street, N.W.
Washington, D.C. 20006
(202) 659-2930



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PATENT TRADEMARK OFFICE

Enclosures: Notice; Declaration